

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In U.S. Patent Application Serial No. 09/919,069 )  
Filed: July 30, 2001 ) Group Art Unit: 2451  
Inventor: Richard Wodzianek ) Examiner: Walsh, John B.  
For: SYSTEM AND METHOD FOR )  
REMOTELY MONITORING MODEM  
STATUS

**STATEMENT CLAIMING LARGE ENTITY STATUS UNDER 37 C.F.R. §1.27(g)(2)**  
**AND**  
**PAYMENT OF DEFICIENCY**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

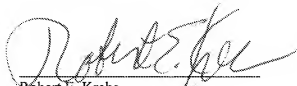
As below-named Attorney of Record, I hereby declare that small entity status is no longer appropriate for the above-identified patent. A copy of a Correction of Error in Small Entity Status is enclosed for your reference.

We are now paying the deficiency owed in the amount of \$1,767.00. Please charge Deposit Account No. 50-3557 in the amount of \$1,767.00.

Respectfully submitted,

Date:

20 Aug 2009

  
Robert E. Krebs  
Registration No. 25,885

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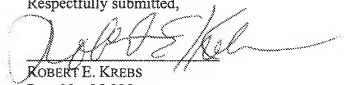
Commissioner for Patents  
 P. O. Box 1450  
 Alexandria, VA 22313-1450

**CORRECTION OF ERROR IN SMALL ENTITY STATUS**

Applicants incorrectly filed the above-identified patent application with small entity status in good faith and without deceptive intent. As such, please charge the deficiency of \$1,767.00 owed to USPTO Deposit Account 50-3557, as itemized below:

Fee Description	Amount Paid	Correct Amount	Deficiency Owed	Date Filed/Incurred
Application Fee	\$364	\$1,142	\$ 778	07/30/01
Additional Claims	\$75	\$ 156	\$ 81	03/08/05
RCE	\$395	\$ 810	\$ 415	10/21/05
Extension of Time	\$225	\$ 490	\$ 265	10/21/05
Additional Claims	\$100	\$ 208	\$ 108	03/13/06
Independent Claim	\$100	\$ 220	\$ 120	03/13/06
Total:			\$1,767	

Respectfully submitted,

Date: 20 Aug 2009
  
 ROBERT E. KREBS  
 REG. NO. 25,885

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Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

**FEE TRANSMITTAL**  
**For FY 2009**☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 1,767.00

**Complete if Known**

Application Number	09/919,069
Filing Date	July 30, 2001
First Named Inventor	Richard Wodzianek
Examiner Name	Walsh, John B.
Art Unit	2451
Attorney Docket No.	434300-167

**METHOD OF PAYMENT (check all that apply)**☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_☒ Deposit Account Deposit Account Number 50-3557 Deposit Account Name Nixon Peabody LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below☐ Charge fee(s) indicated below, except for the filing fee☒ Charge any additional fee(s) or underpayments of fee(s) ☐ Credit any overpayments

under 37 CFR 1.16 and 1.17

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**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Small Entity	Fee (\$)	Small Entity	Fee (\$)	Small Entity	Fee (\$)	
Utility	330	165	540	270	220	110	778
Design	220	110	100	50	140	70	
Plant	220	110	330	165	170	85	
Reissue	330	165	540	270	650	325	
Provisional	220	110	0	0	0	0	

**2. EXCESS CLAIM FEES**

Fee Description	Small Entity	Fee (\$)	Small Entity	Fee (\$)
Each claim over 20 (including Reissues)	52	26		
Each independent claim over 3 (including Reissues)	220	110		
Multiple dependent claims	390	195		

<b>Total Claims</b>	<b>Extra Claims</b>	<b>Fee (\$)</b>	<b>Fee Paid (\$)</b>
- 20 or HP =	x	=	189

HP = highest number of total claims paid for, if greater than 20.

<b>Indep. Claims</b>	<b>Extra Claims</b>	<b>Fee (\$)</b>	<b>Fee Paid (\$)</b>
- 3 or HP =	x	=	120

HP = highest number of independent claims paid for, if greater than 3.

<b>Multiple Dependent Claims</b>
<b>Fee (\$)</b> <b>Fee Paid (\$)</b>

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$270 (\$135 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

<b>Total Sheets</b>	<b>Extra Sheets</b>	<b>Number of each additional 50 or fraction thereof</b>	<b>Fee (\$)</b>	<b>Fee Paid (\$)</b>
- 100 =	/ 50 =	(round up to a whole number) x	=	

**4. OTHER FEE(S)**


Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): RCE \$415; Ext of Time \$265

**Fees Paid (\$)**

680

**SUBMITTED BY**

Signature 	Registration No. (Attorney/Agent) 25,885	Telephone 650.320.7700
Name (Print/Type) Robert E. Krebs		Date August 22, 2009

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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